

E-filed on July 27, 2006

Marc A. Levinson (California Bar No. 57613)  
 Lynn Trinka Ernce (California Bar No. 179212)  
 ORRICK, HERRINGTON & SUTCLIFFE LLP  
 400 Capitol Mall, Suite 3000  
 Sacramento, CA 95814-4497  
 Telephone: (916) 447-9200  
 Facsimile: (916) 329-4900  
 Email: [malevinson@orrick.com](mailto:malevinson@orrick.com); [lernce@orrick.com](mailto:lernce@orrick.com)

Bob L. Olson (Nevada Bar No. 3783)  
 Anne M. Loraditch (Nevada Bar No. 8164)  
 BECKLEY SINGLETON, CHTD.  
 530 Las Vegas Boulevard South  
 Las Vegas, NV 89101  
 Telephone: (702) 385-3373  
 Facsimile: (702) 385-5024  
 Email: [bolson@beckleylaw.com](mailto:bolson@beckleylaw.com); [aloraditch@beckleylaw.com](mailto:aloraditch@beckleylaw.com)

[Proposed] Attorneys for the Official Committee of Equity  
 Security Holders of USA Capital Diversified Trust Deed Fund,  
 LLC

# UNITED STATES BANKRUPTCY COURT

## DISTRICT OF NEVADA

In re:  
 USA COMMERCIAL MORTGAGE COMPANY,  
 Debtor.

In re:  
 USA CAPITAL REALTY ADVISORS, LLC,  
 Debtor.

In re:  
 USA CAPITAL DIVERSIFIED TRUST DEED  
 FUND, LLC,  
 Debtor.

In re:  
 USA CAPITAL FIRST TRUST DEED FUND, LLC,  
 Debtor.

In re:  
 USA SECURITIES, LLC,  
 Debtor.

Affects:  
☐ All Debtors  
☐ USA Commercial Mortgage Company  
☐ USA Securities, LLC  
☐ USA Capital Realty Advisors, LLC  
☒ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA First Trust Deed Fund, LLC

Case No. BK-S-06-10725 LBR  
 Case No. BK-S-06-10726 LBR  
 Case No. BK-S-06-10727 LBR  
 Case No. BK-S-06-10728 LBR  
 Case No. BK-S-06-10729 LBR

Chapter 11

Jointly Administered Under  
 Case No. BK-S-06-10725-LBR

## CERTIFICATE OF SERVICE

Date: August 4, 2006  
 Time: 9:30 a.m.  
 Place: Courtroom #1

{00303436;}

1 I hereby certify that on the 27<sup>th</sup> day of July 2006, I caused to be served a true and correct  
2 copy of the following:

- 3 1. Diversified Fund Committee's Limited Opposition to Motion to Distribute Funds;  
4 and  
5 2. Declaration of Michael A. Tucker in support of Limited Opposition to Motion to  
6 Distribute Funds;

7 via:

8 ☒ (ELECTRONIC SERVICE) Pursuant to Administrative Order 02-1 (Rev. 8-31-04)  
9 of the United States Bankruptcy Court for the District of Nevada, the above-referenced document  
10 was electronically filed on the date hereof and served through the Notice of Electronic Filing  
11 automatically generated by the Court.

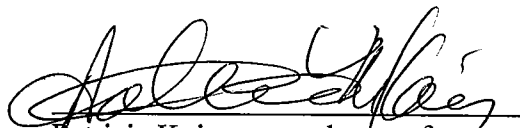
12 ☒ (UNITED STATES MAIL) By depositing a copy of the above-referenced  
13 documents in the United States Mail, first class postage prepaid, addressed to all the parties listed  
14 on the attached service list, at their last known mailing addresses, on the date above written.

15 ☐ (OVERNIGHT COURIER) By depositing a copy of the above-referenced  
16 document for priority overnight delivery via Federal Express, at a collection facility maintained  
17 for such purpose, addressed to the parties on the attached service list, at their last known delivery  
18 address.

19 ☐ (VIA FACSIMILE) By Facsimile Service transmission to the Facsimile Numbers  
20 Indicated, to those persons listed on the attached service list, on the date above written.

21 ☒ (VIA EMAIL) By electronic mail transmission to those persons listed on the  
22 attached email, on July 27, 2006.

23 Dated this 27<sup>th</sup> day of July 2006.

24   
25 Patricia Kois, an employee of  
26 Beckley Singleton, Chtd.  
27  
28

**Pat Kois**

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**From:** USBC\_NEVADA@nvb.uscourts.gov  
**Sent:** Thursday, July 27, 2006 2:59 PM  
**To:** Courtmail@nvb.uscourts.gov  
**Subject:** 06-10725-lbr Opposition

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**U.S. Bankruptcy Court**

**District of Nevada**

**Notice of Electronic Filing**

The following transaction was received from LORADITCH, ANNE M. entered on 7/27/2006 at 2:57 PM PDT and filed on 7/27/2006

**Case Name:** USA COMMERCIAL MORTGAGE COMPANY  
**Case Number:** 06-10725-lbr  
**Document Number:** 987

**Docket Text:**

Limited Opposition to *Motion to Distribute Funds* Filed by ANNE M. LORADITCH on behalf of OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC (Related document(s)[847] Miscellaneous Motion, filed by Jnt Admin Debtor USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, Debtor USA COMMERCIAL MORTGAGE COMPANY, Jnt Admin Debtor USA CAPITAL FIRST TRUST DEED FUND, LLC.) (LORADITCH, ANNE)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**C:\Documents and Settings\pkois\Desktop\USA\LIMITED OPP TO MOTION TO DISTRIBUTE.pdf

**Electronic document Stamp:**

[STAMP bkecfStamp\_ID=989277954 [Date=7/27/2006] [FileNumber=7126724-0]  
[3cf974f2026e9a33cdbae4fb816c5dece29ce9777e32c02afc4bf83d34963861d393  
488d041e59b873594f35b17d860231c6ee1a43a31edd5f7d58acf4807c6e]]

**06-10725-lbr Notice will be electronically mailed to:**

FRANKLIN C. ADAMS franklin.adams@bbklaw.com, arthur.johnston@bbklaw.com

NANCY L ALLF nallf@parsonsbehle.com,  
klawrence@parsonsbehle.com;tthomas@parsonsbehle.com;ecf@parsonsbehle.com

BMC GROUP, INC. evrato@bmcgroup.com,

7/27/2006

ecf@bmcgroup.com;jmiller@bmcgroup.com;jbartlett@bmcgroup.com

KELLY J. BRINKMAN kbrinkman@gooldpatterson.com,

THOMAS R BROOKSBANK brooksbankt1@sbcglobal.net, kayal@sbcglobal.net

MATTHEW Q. CALLISTER mqc@callister-reynolds.com, maggie@callister-reynolds.com

CANDACE C CARLYON ltreadway@sheacarlyon.com,  
ccarlyon@sheacarlyon.com;bankruptcyfilings@sheacarlyon.com;rsmith! @sheacarlyon.com

ROB CHARLES rcharles@lrlaw.com, cjordan@lrlaw.com

MICHAEL W. CHEN yvette@ccfirm.com

KEVIN B. CHRISTENSEN kbchrislaw@aol.com,

JANET L. CHUBB tbw@jonesvargas.com

JEFFREY A. COGAN jeffrey@jeffreycogan.com, sarah@jeffreycogan.com

WILLIAM D COPE cope\_guerra@yahoo.com, cope\_guerra@yahoo.com

CICI CUNNINGHAM bankruptcy@rocgd.com

LAUREL E. DAVIS bklsclv@lionelsawyer.com,  
ldavis@lionelsawyer.com;gbagley@lionelsawyer.com;ldavisesq@aol.com

THOMAS H. FEL! L BA! NKRUPCTY NOTICES@GORDONSILVER.COM

SCOTT D. FLEMING sfleming@halelane.com, dbergsing@halelane.com,ecfvegas@halelane.com

GREGORY E GARMAN bankruptcynotices@gordonsilver.com

WADE B. GOCHNOUR wgochnour@hwmlvlaw.com, donnat@hwmlvlaw.com

CARLOS A. GONZALEZ carlos.gonzalez2@usdoj.gov,  
Darlene.Ruckard@usdoj.gov;Eunice.Jones@usdoj.gov;Sue.Knight@usdoj.gov

GERALD M GORDON bankruptcynotices@gordonsilver.com

TALITHA B. GRAY bankruptcynotices@gordonsilver.com

MARJORIE A. GUYMON bankruptcy@goldguylaw.com, ddias@goldguylaw.com

EDWARD J. HANIGAN ! haniganlaw@earthlink.net, haniganlaw1@earthlink.net

XANNA R. HARDMAN xanna.hardman@gmail.com,

STEPHEN R HARRIS noticesbh&p@renolaw.biz

DAVID W. HUSTON dwh@hustonlaw.net, swaits@hustonlaw.net

CHRISTOPHER D JAIME cjaime@waltherkey.com, kbernhar@waltherkey.com

EVAN L. JAMES ejameslv@earthlink.net, kbchrislaw@aol.com

ANNETTE W JARVIS ,

TY E. KEHOE TyKehoeLaw@aol.com

ROBERT R. KINAS rkinas@swlaw.com,  
mstrand@swlaw!.com;jlustig@swlaw.com;chaines@swlaw.com;imccord@swlaw.com  
ZAC HARIAH LARSON ecf@lslawnv.com

NILE LEATHAM nleatham@knevada.com, ckishi@knevada.com;bankruptcy@knevada.com

ROBERT C. LEPOME robert@robertlepome.com, susan@robertlepome.com

REGINA M. MCCONNELL rmccconnell@kssattorneys.com,

WILLIAM L. MCGIMSEY lawoffices601@lvcoxmail.com,

RICHARD MCKNIGHT mcknightlaw@cox.net,  
gkopang@lawlasvegas.com;cburke@lawlasvegas.com,sforemaster@lawlasvegas.com

JEANETTE E. MCPHERSON bkfilings@s-mlaw.com

JEANETTE E. MCPHERSON bkfilings@s-mlaw.com

SHAWN W! MILLER bankruptcyfilings@sheacarlyon.com,  
smiller@sheacarlyon.com;aboehmer@sheacarlyon.com;ltreadway@sheacarlyon.com;rsmith@sheacarlyon.com

DAVID MINCIN mcknightlaw@cox.net,  
gkopang@lawlasvegas.com;dmincin@lawlasvegas.com,cburke@lawlasvegas.com,sforemaster@lawlasv

JOHN F MURTHA jmurtha@woodburnandwedge.com

ERVEN T. NELSON erv@rlbolick.com, susan@rlbolick.com

BOB L. OLSON ecffilings@beckleylaw.com, bolson@beckleylaw.com;dgriffis@beckleylaw.com

DONNA M. OSBORN ebaker@marquisaurbach.com,  
dosborn@marquisaurbach.com;tszostek@marquisaurbach.com;kgallegos@MarquisAurbach.com

DONALD T. POLE! DNAK san! dplegal@ yahoo.com, spbankruptcy@yahoo.com

PAUL C RAY info@johnpeterlee.com

SUSAN WILLIAMS SCANN sscann@deanerlaw.com, palexander@deanerlaw.com

LENARD E. SCHWARTZER bkfilings@s-mlaw.com

SHLOMO S. SHERMAN ssherman@sheacarlyon.com,  
aboehmer@sheacarlyon.com;bankruptcyfilings@sheacarlyon.com;ltreadway@sheacarlyon.com;mmallet

JEFFREY G. SLOANE gjklepel@yahoo.com, rmccconnell@kssattorneys.com

DAVID A. STEPHENS dstephens@lvcm.com

PETER SUSI cheryl@msmlaw.com, msm@msmlaw.com

JEFFREY R. SYLVESTER ! jeff@sylvesterpolednak.com, David@sylvesterpolednak.com

CARYN S. TIJSSELING cst@beesleymatteoni.com, aha@beesleymatteoni.com

U.S. TRUSTEE - LV - 11 USTPRegion17.lv.ecf@usdoj.gov,

WHITNEY B. WARNICK wbw@albrightstoddard.com, bstessel@albrightstoddard.com

JOAN C WRIGHT jwright@allisonmackenzie.com, jbrooks@allisonmackenzie.com

MATTHEW C. ZIRZOW bankruptcynotices@gordonsilver.com

**06-10725-lbr Notice will not be electronically mailed to:**

EVAN BEAVERS  
1625 HIGHWAY 88, #304  
MINDEN, NV 89423

JOSHUA D BRYSK  
LAW OFFICES OF JAMES G SCHWARTZ  
7901 STONERIDGE DRIVE, SUITE 401  
PLEASANTON, CA 94588

ELISSA F CADISH  
3930 HOWARD HUGHS PKWY, 4TH FLR  
LAS VEGAS, NV 89169

FRANK A ELLIS  
510 S 9TH ST  
LAS VEGAS, NV 89101

R VAUGHN GOURLEY  
3636 N RANCHO DR  
LAS VEGAS, NV 89130

ANNETTE W JARVIS  
POB 45385  
36 SOUTH STATE STREET, #1400

7/27/2006

**Pat Kois**

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**From:** USBC\_NEVADA@nvb.uscourts.gov  
**Sent:** Thursday, July 27, 2006 4:03 PM  
**To:** Courtmail@nvb.uscourts.gov  
**Subject:** 06-10725-lbr Declaration

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**District of Nevada**

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The following transaction was received from LORADITCH, ANNE M. entered on 7/27/2006 at 4:02 PM PDT and filed on 7/27/2006

**Case Name:** USA COMMERCIAL MORTGAGE COMPANY  
**Case Number:** 06-10725-lbr  
**Document Number:** 994

**Docket Text:**

Declaration of *Michael A. Tucker* Filed by ANNE M. LORADITCH on behalf of OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC (Related document(s)[987] Opposition, filed by Creditor Committee OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC) (LORADITCH, ANNE)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**C:\Documents and Settings\pkois\Desktop\USA\Dec of Tucker Opp to Motion to Distribute.pdf

**Electronic document Stamp:**

[STAMP bkecfStamp\_ID=989277954 [Date=7/27/2006] [FileNumber=7127135-0]  
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16a7605c8af8f7549dd213547df06a8999f44c56591345adaad251f129da]]

**06-10725-lbr Notice will be electronically mailed to:**

FRANKLIN C. ADAMS franklin.adams@bbklaw.com, arthur.johnston@bbklaw.com

NANCY L ALLF nallf@parsonsbehle.com,  
klawrence@parsonsbehle.com;tthomas@parsonsbehle.com;ecf@parsonsbehle.com

BMC GROUP, INC. evrato@bmcgroup.com,  
ecf@bmcgroup.com;jmiller@bmcgroup.com;jbartlett@bmcgroup.com

7/27/2006

KELLY J. BRINKMAN kbrinkman@gooldpatterson.com,  
THOMAS R BROOKSBANK brooksbankt1@sbcglobal.net, kaya1@sbcglobal.net  
MATTHEW Q. CALLISTER mqc@callister-reynolds.com, maggie@callister-reynolds.com  
CANDACE C CARLYON ltreadway@sheacarlyon.com,  
ccarlyon@sheacarlyon.com;bankruptcyfilings@sheacarlyon.com;rsmith! @sheacarlyon.com  
ROB CHARLES rcharles@lrlaw.com, cjordan@lrlaw.com  
MICHAEL W. CHEN yvette@ccfirm.com  
KEVIN B. CHRISTENSEN kbchrislaw@aol.com,  
JANET L. CHUBB tbw@jonesvargas.com  
JEFFREY A. COGAN jeffrey@jeffreycogan.com, sarah@jeffreycogan.com  
WILLIAM D COPE cope\_guerra@yahoo.com, cope\_guerra@yahoo.com  
CICI CUNNINGHAM bankruptcy@rocgd.com  
LAUREL E. DAVIS bklsclv@lionelsawyer.com,  
ldavis@lionelsawyer.com;gbagley@lionelsawyer.com;ldavisesq@aol.com  
THOMAS H. FEL! L BA! NKRUPCTY NOTICES@GORDONSILVER.COM  
SCOTT D. FLEMING sfleming@halelane.com, dbergsing@halelane.com,ecfvegas@halelane.com  
GREGORY E GARMAN bankruptcynotices@gordonsilver.com  
WADE B. GOCHNOUR wgochnour@hwmlvlaw.com, donnat@hwmlvlaw.com  
CARLOS A. GONZALEZ carlos.gonzalez2@usdoj.gov,  
Darlene.Ruckard@usdoj.gov;Eunice.Jones@usdoj.gov;Sue.Knight@usdoj.gov  
GERALD M GORDON bankruptcynotices@gordonsilver.com  
TALITHA B. GRAY bankruptcynotices@gordonsilver.com  
MARJORIE A. GUYMON bankruptcy@goldguylaw.com, ddias@goldguylaw.com  
EDWARD J. HANIGAN ! haniganlaw@earthlink.net, haniganlaw1@earthlink.net  
XANNA R. HARDMAN xanna.hardman@gmail.com,  
STEPHEN R HARRIS noticesbh&p@renolaw.biz  
DAVID W. HUSTON dwh@hustonlaw.net, swaits@hustonlaw.net

7/27/2006



CHRISTOPHER D JAIME cjaime@waltherkey.com, kbernhar@waltherkey.com

EVAN L. JAMES ejameslv@earthlink.net, kbchrislaw@aol.com

ANNETTE W JARVIS ,

TY E. KEHOE TyKehoeLaw@aol.com

ROBERT R. KINAS rkinas@swlaw.com,  
mstrand@swlaw.com;jlustig@swlaw.com;chaines@swlaw.com;imccord@swlaw.com  
ZAC HARIAH LARSON ecf@lslawnv.com

NILE LEATHAM nleatham@klnevada.com, ckishi@klnevada.com;bankruptcy@klnevada.com

ROBERT C. LEPOME robert@robertlepome.com, susan@robertlepome.com

REGINA M. MCCONNELL rmccconnell@kssattorneys.com,

WILLIAM L. MCGIMSEY lawoffices601@lvcoxmail.com,

RICHARD MCKNIGHT mcknightlaw@cox.net,  
gkopang@lawlasvegas.com;cburke@lawlasvegas.com,sforemaster@lawlasvegas.com

JEANETTE E. MCPHERSON bkfilings@s-mlaw.com

JEANETTE E. MCPHERSON bkfilings@s-mlaw.com

SHAWN W! MILLER bankruptcyfilings@sheacarlyon.com,  
smiller@sheacarlyon.com;aboehmer@sheacarlyon.com;ltreadway@sheacarlyon.com;rsmith@sheacarlyon.com

DAVID MINCIN mcknightlaw@cox.net,  
gkopang@lawlasvegas.com;dmincin@lawlasvegas.com,cburke@lawlasvegas.com,sforemaster@lawlasv

JOHN F MURTHA jmurtha@woodburnandwedge.com

ERVEN T. NELSON erv@rlbolick.com, susan@rlbolick.com

BOB L. OLSON ecffilings@beckleylaw.com, bolson@beckleylaw.com;dgriffis@beckleylaw.com

DONNA M. OSBORN ebaker@marquisaurbach.com,  
dosborn@marquisaurbach.com;tszostek@marquisaurbach.com;kgallegos@MarquisAurbach.com

DONALD T. POLE! DNAK san! dplegal@ yahoo.com, spbankruptcy@yahoo.com

PAUL C RAY info@johnpeterlee.com

SUSAN WILLIAMS SCANN sscann@deanerlaw.com, palexander@deanerlaw.com

LENARD E. SCHWARTZER bkfilings@s-mlaw.com

SHLOMO S. SHERMAN ssherman@sheacarlyon.com,  
aboehmer@sheacarlyon.com;bankruptcyfilings@sheacarlyon.com;ltreadway@sheacarlyon.com;mmallet

JEFFREY G. SLOANE gjklepel@yahoo.com, rmccconnell@kssattorneys.com

DAVID A. STEPHENS dstephens@lvcm.com

PETER SUSI cheryl@msmlaw.com, msm@msmlaw.com

JEFFREY R. SYLVESTER ! jeff@sylvesterpolednak.com, David@sylvesterpolednak.com

CARYN S. TIJSSELING cst@beesleymatteoni.com, aha@beesleymatteoni.com

U.S. TRUSTEE - LV - 11 USTPRegion17.lv.ecf@usdoj.gov,

WHITNEY B. WARNICK wbw@albrightstoddard.com, bstessel@albrightstoddard.com

JOAN C WRIGHT jwright@allisonmackenzie.com, jbrooks@allisonmackenzie.com

MATTHEW C. ZIRZOW bankruptcynotices@gordonsilver.com

**06-10725-lbr Notice will not be electronically mailed to:**

EVAN BEAVERS  
1625 HIGHWAY 88, #304  
MINDEN, NV 89423

JOSHUA D BRYSK  
LAW OFFICES OF JAMES G SCHWARTZ  
7901 STONERIDGE DRIVE, SUITE 401  
PLEASANTON, CA 94588

ELISSA F CADISH  
3930 HOWARD HUGHS PKWY, 4TH FLR  
LAS VEGAS, NV 89169

FRANK A ELLIS  
510 S 9TH ST  
LAS VEGAS, NV 89101

R VAUGHN GOURLEY  
3636 N RANCHO DR  
LAS VEGAS, NV 89130

ANNETTE W JARVIS  
POB 45385  
36 SOUTH STATE STREET, #1400  
SALT LAKE CITY, UT 84145-0385

7/27/2006

THIS SERVICE LIST **EXCLUDES** THOSE PARTIES WHO ARE RECEIVING NOTICE VIA EMAIL

USA COMM'L MORTGAGE  
AND RELATED DEBTOR ENTITIES  
Thomas J. Allison  
4484 South Pecos Road  
Las Vegas, NV 89121

Office of the U.S. Trustee  
300 Las Vegas Blvd. So.  
Suite 4300  
Las Vegas, NV 89101

Kummer, Kaempfer, Bonner & Renshaw  
For USA Capital Unsecured Creditors  
3800 Howard Hughes Pkwy., 7<sup>th</sup> Fl.  
Las Vegas, NV 89109

Intershow  
For USA Capital Unsecured Creditors  
The Githler Center  
1258 North Palm Ave.  
Sarasota, FL 34236

James Hull  
For USA Securities Unsecured Creditors  
C/o Signature Financial  
2601 Airport Drive, #370  
Torrance, CA 90505

George Gorman  
For USA Securities Unsecured Creditors  
c/o Financial West Group  
4510 E. Thousand Oaks Blvd.  
Thousand Oaks, CA 91362

R. Hagmaier  
For USA Securities Unsecured Creditors  
c/o Financial West Group  
4510 E. Thousand Oaks Blvd.  
Thousand Oaks, CA 91362

Tim Rich  
For USA Securities Unsecured Creditors  
c/o Financial West Group  
4510 E. Thousand Oaks Blvd.  
Thousand Oaks, CA 91362

Frank Merola/Eve H. Karasik  
Stutman, Treister & Glatt PC  
1901 Avenue of the Stars, 12<sup>th</sup> Fl.  
Los Angeles, CA 90067

Wen Baldwin Separate Property Trust  
365 Dooley Drive  
Henderson, NV 89015

Robert E. Taylor  
1535 Flynn Road  
Camarillo, CA 93012

John Warner, Jr., IRA  
c/o First Savings Bank  
2605 East Flamingo Rd.  
Las Vegas, NV 89121

Fertitta Enterprises, Inc.  
2960 W. Sahara Ave., Suite 200  
Las Vegas, NV 89102

U.S. Securities and Exchange  
Commission  
Attn: Sandra W. Lavigna  
5670 Wilshire Blvd., 11<sup>th</sup> Fl.  
Los Angeles, Ca 90036-3648

Pension Benefit Guaranty Corp.  
Office of the Chief Counsel  
1200 K. Street, N.W.  
Washington, D.C. 20005-4026

Dept. of Employ. Training  
Employ. Sec. Div., Cont. Section  
500 East Third Street  
Carson City, NV 89713-0030

DMV & Public Safety Records Section  
555 Wright Way  
Carson City, NV 89711-0250

Employers Insurance Co. of NV  
Attn: Bankruptcy Desk  
9790 Gateway Drive  
Reno, NV 89521-5906

NV Dept. of Taxation  
Bankruptcy Division  
555 E. Washington, #1300  
Las Vegas, NV 89101

Internal Revenue Service  
Attn: Bankruptcy Dept., Stop 5028  
110 City Parkway  
Las Vegas, NV 89106

Secretary of State  
State of Nevada  
202 N. Carson St.  
Carson City, NV 89701

NV Dept. of Taxation  
Revenue Division  
Capitol Complex  
Carson City, NV 89710-0003

Office of Labor Commissioner  
555 E. Washington Ave.  
Suite 4100  
Las Vegas, NV 89101

Daniel G. Bogden/Carlos A. Gonzalez  
Office of the US Attorney  
District of Nevada  
333 Las Vegas Blvd. So., #5000  
Las Vegas, NV 89101

United States Dept. of Justice  
Tax Div. Western Region  
P.O. Box 683-Ben Franklin Station  
Washington, D.C. 20044

District Counsel  
Internal Revenue Service  
110 City Parkway  
Las Vegas, NV 89106

Internal Revenue Service  
Ogden, UT 84201

THIS SERVICE LIST **EXCLUDES** THOSE PARTIES WHO ARE RECEIVING NOTICE VIA EMAIL

FHA/HUD  
District Office  
300 S. Las Vegas Blvd. Suite 2900  
Las Vegas, NV 89101-5833

Dept. of Veterans Affairs  
Loan Service and Claims  
3225 North Central  
Phoenix, AZ 85012

Clark County Treasurer  
c/o Bankruptcy Clerk  
P.O. Box 551220  
Las Vegas, NV 89155-1220

Clark County Assessor  
c/o Bankruptcy Clerk  
P.O. Box 551401  
Las Vegas, NV 89155-1401

John Goings  
P.O. Box 174  
Masonville, CO 80541

Robert Hardy  
6510 Ansonia Court  
Las Vegas, NV 89118-1874

THIS SERVICE LIST **EXCLUDES** THOSE PARTIES WHO ARE RECEIVING NOTICE VIA EMAIL**REQUEST FOR SPECIAL NOTICE**

Don Tomlin  
C/o David W. Mounier  
15316 Sky High Road  
Escondido, CA 92025

Maryetta Bowman  
534 Enchanted Lakes Drive  
Henderson, NV 89052

Edward W. Homfeld  
Homfeld II, LLC  
777 S. Federal Hwy, Suite N-409  
Pompano Beach, FL 33062

John Peter Lee Ltd.  
John Peter Lee, Esq.  
830 Las Vegas Blvd. So.  
Las Vegas, NV 89101

RJ Rocco  
12617 Cottageville Lane  
Keller, TX 76248

Margie Gandolfo  
1724 Arrow Wood Drive  
Reno, NV 89521

Janny Catharina Brouwer  
2533 Kinnard Avenue  
Henderson, NV 89074

Law Offices of James G. Schwartz  
Joshua D. Brysk, Esq.  
7901 Stoneridge Dr., Suite 401  
Pleasanton, CA 94588

Michael R. Shuler  
C/o Jay R. Eaton  
Eaton & O'Leary, PLLC  
115 Grove Avenue  
Prescott, AZ 86301

Kermit Kruse  
2710 Albany Avenue  
Davis, CA 95616

Martin B. Weiss, Esq.  
The Garrett Group, LLC  
One Betterworld Circle, Suite 300  
Temecula, CA 92590

Attila Jefzenszky  
1720 Colavita Way  
Reno, NV 89521

Gilbert B. Weisman  
Becket and Lee LLP  
P.O. Box 3001  
Malvern, PA 19355-0701

Paul & Donna Jacques  
810 SE 7<sup>th</sup> Street, A103  
Deerfield Beach, FL 33441

Peter Bolino  
17412 Serene Drive  
Morgan Hill, CA 95037

Jerrold T. Martin  
8423 Paso Robles  
Northridge, CA 91325

Bay Communities  
C/o Chris el  
4800 N. Federal Hwy., Suite A205  
Boca Raton, FL 33431

Erven T. Nelson  
Bolick & Boyer  
6060 W. Elton Ave., Suite A  
Las Vegas, NV 89107

R.J. Rocco  
12617 Cottageville Lane  
Keller, Texas 76248

Thomas R. Stilley  
Sussman Shank LLP  
1000 SW Broadway, Suite 1400  
Portland, OR 97205-3089

Stephen R. Harris  
Belding, Harris & Petroni, Ltd.  
For Frank Snopko  
417 West Plumb Land  
Reno, NV 89509

BMC Group, Inc.  
1330 East Franklin Ave.  
El Segundo, CA 90245

Jerrold T. Martin  
8423 Paso Robles  
Northridge, CA 91325

Wade B. Gochnour/Aryn M. Fitzwater  
Haney, Woloson & Mullins  
For Liberty Bank  
1117 S. Rancho Drive  
Las Vegas, NV 89102

THIS SERVICE LIST **EXCLUDES** THOSE PARTIES WHO ARE RECEIVING NOTICE VIA EMAIL

Jonathan L. Mills  
Sugar, Friedberg & Felsenthal LLP  
For Norman Kiven  
30 N. LaSalle St., Suite 3000  
Chicago, IL 60602

Goldsmith & Guymon, P.C.  
Attn: Marjorie A. Guymon  
2055 N. Village Center Circle  
Las Vegas, NV 89134

Joseph Huggins  
Huggins & Associates  
1000 N. Green Valley Pkwy., Suite 440-2  
Henderson, NV 89014

Russell S. Walker/ Reid W. Lamber  
Elizabeth R. Loveridge  
Woodbury & Kesler PC  
265 E. 100 South, Suite 300  
Salt Lake City, UG 84111

## Pat Kois

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**From:** Pat Kois  
**Sent:** Thursday, July 27, 2006 4:41 PM  
**To:** Advanced Information Systems Michael Yoder (E-mail); Angelo Gordon & Co RFSP Jed Hart (E-mail); Annee Nounna (E-mail); Arthur and Glorianne Polacheck; Canepa Riedy RFSN Scott Canepa (E-mail); Charles and Flora Nichols (E-mail); Christine M. Pajak (E-mail); Chuck Heinrichs (E-mail); Dennis Flier Inc. Defined Benefit Trust (E-mail); Donald Walker; Douglas Monson (E-mail); Eve Karasik (E-mail); Fertitta Enterprises William Bullard (E-mail); Frank Weinman (E-mail); Helms Homes LLC Terry Helms (E-mail); Homfeld Edward Homfeld II LLC (E-mail); Howard Connell (E-mail); James and Pamela McCollum; Jerry McGimsey; Jerry T. McGimsey (E-mail); John Goings (E-mail); John Warner Jr. (E-mail); Joseph Congress (E-mail); JTWROS Mary and Matthew Moro (E-mail); Kolesar & Leatham RFSP James Macrobbe (E-mail); Kravitz Schnitzer RFSP Jeffrey Sloane (E-mail); Lynn Ernce (E-mail); Marc Levinson (E-mail); McGuire Woods LLP RFSP Richard Mason (E-mail); McGuire Woods RFSN Michael Schmahl (E-mail); McGuire Woods RFSN Patricia Smoots (E-mail); Michaelson Susi RFSN Jay Michaelson (E-mail); Michaelson Susi RFSN Peter Susi (E-mail); Nordman Cormany for Andrew Welcher RFSN William Winfield (E-mail); Ray Quinney Steven Strong (E-mail); RFSN Jeffrey Cogan for Robert Verchota R&N Real Estate (E-mail); RFSP Nicholas Santoro (E-mail); RFSP Stan Wolken (E-mail); Robert L. Hagmaier (E-mail); Robert Worthen (E-mail); Russell Ad Development Group Robert Russell (E-mail); Russell James Zuardo (E-mail); Sean Najarian Esq. RFSP (E-mail); Stutman Frank Merola (E-mail); Susan Eckhardt, Nevada Mortgage Lending Div; Sussman Shank LLP Thomas Stilley (E-mail); Trust (E-mail); TTEE Katz 2000 Separate Property Trust Sara M. Katz (E-mail); Xanna R. Hardman (E-mail)  
**Cc:** Bob Olson; Anne Loraditch  
**Subject:** In re USA Comm'l et al

Attached are:

1. Diversified Fund Committee's Limited Opposition to Motion to Distribute Funds; and
2. Declaration of Michael A. Tucker in support of Limited Opposition to Motion to Distribute Funds;

which were filed with the court today.



LIMITED OPP TO Dec of Tucker Opp  
MOTION TO DISTR.. to Motion to...

Patricia Kois  
Certified Paralegal  
Beckley Singleton, Chtd.  
530 Las Vegas Blvd. So.  
Las Vegas, NV 89101  
Telephone: (702) 385-3373  
Facsimile: (702) 385-5024